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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, MARCH 7, 2000

APPLICATION OF

DOSWELL LIMITED PARTNERSHIP

CASE NO. PUE000092

For a certificate of public convenience and necessity pursuant to Va. Code § 56-265.2, for an exemption from the provisions of Chapter 10 of Title 56 pursuant to Va. Code § 56-265.2 B, for a waiver of or exemption from Commission information requirements, for interim authority to make financial expenditures and to undertake certain activities, and for other and further relief

ORDER FOR NOTICE AND HEARING

On February 18, 2000, Doswell Limited Partnership ("Doswell" or the "Partnership") filed an application with an attachment ("public version") and supporting testimony and exhibits requesting that the State Corporation Commission grant a certificate of public convenience and necessity under § 56-265.2 of the Code of Virginia. Doswell is a limited liability company organized under the laws of the Commonwealth of Virginia. Doswell intends to construct, own, operate, and maintain a simple-cycle, primarily gas-fired generation facility ("the Project"), at its existing site in Hanover County,

Virginia ("Doswell Combined Cycle Facility"), consisting of a single combustion turbine with a nominal rating of approximately 171 MW.

The Partnership also requests an exemption from the provisions of Chapter 10 of Title 56 pursuant to § 56-265.2 of the Code of Virginia, including § 56-234.3. In addition, Doswell requests a waiver of or exemption from certain of the Commission's information requirements as set forth in 20 VAC 5, Chapter 302, to the extent not addressed in its application and supporting documents. The Partnership requests that the Commission grant it interim authority on or before May 1, 2000, pending the issuance of a certificate for the Project, to make such financial expenditures for the Project and to undertake such permitting and site development work as Doswell may determine to be appropriate to ensure the timely installation and completion of the Project, all at Doswell's expense and risk. Finally, Doswell requests such other authority and relief as may be proper.

The existing land and support systems at the Doswell Combined Cycle Facility, such as the control room, fuel facilities, utilities, and personnel, will be used in their present configurations or improved as necessary to support the operation and maintenance of the Project. The existing electrical transmission lines adjacent to the Doswell Combined

Cycle Facility will be used to transmit the electricity produced by the Project. Doswell intends to commence commercial operation on or before May 1, 2001.

Doswell intends to operate the Project as a merchant plant to serve the identified needs of Virginia electric utilities and their customers and the regional wholesale market. Doswell is proceeding with this application in the absence of a signed contract with Virginia Power or other electric utilities.

In its application, Doswell states that the Project will have no material adverse effect upon the rates paid by customers of any regulated public utility in the Commonwealth nor upon the reliability of electric service provided by any such regulated public utility. The Partnership further states that the Project will advance the public interest by providing economic development and tax benefits to the surrounding area as well as enhancing the competitive market for electricity in Virginia.

The Partnership states that the Project is designed to minimize any adverse environmental impact. The Partnership notes that by making use of the existing site and infrastructure of the Doswell Combined Cycle Facility, the Project will have far less impact on the environment than would a "greenfield" site. The Partnership also states that the combustion turbine generator to be used in the Project will employ state-of-the-art emissions reduction technology.

NOW THE COMMISSION, having considered the application, is of the opinion and finds that there should be public notice and a hearing on Doswell's application and that the Commission's Staff should investigate the Partnership's proposal and present its findings to the Commission. Accordingly,

IT IS ORDERED THAT:

(1) Doswell's application is hereby docketed and assigned Case No. PUE000092.

(2) Pursuant to Rule 7:1 of the Commission's Rules of Practice and Procedure ("Rules"), a Hearing Examiner is appointed to conduct all further proceedings in this matter.

(3) A public hearing for the purpose of receiving evidence relevant to the application is scheduled for Tuesday, June 13, 2000, at 10:00 a.m. in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia.

(4) Doswell shall make a copy of its application, and all materials it may subsequently file in this proceeding, available for public inspection during regular business hours at the Pamunkie Regional Library, Richard Gillis, Jr., Ashland Branch, 201 South Railroad Avenue, Ashland, Virginia 230005.

(5) On or before March 30, 2000, the Partnership shall cause the following notice to be published as display

advertising (not classified) once in newspapers having general circulation in Hanover County and its surrounding area:

NOTICE TO THE PUBLIC OF AN APPLICATION OF
DOSWELL LIMITED PARTNERSHIP FOR A
CERTIFICATE OF PUBLIC CONVENIENCE AND
NECESSITY TO CONSTRUCT, OWN, AND OPERATE
A SIMPLE-CYCLE, PRIMARILY GAS-FIRED
GENERATING FACILITY, AT ITS EXISTING SITE
IN HANOVER COUNTY, VIRGINIA
CASE NO. PUE000092

Doswell Limited Partnership ("Doswell") filed with the State Corporation Commission ("the Commission") an application for authority to construct, own, and operate a simple-cycle, primarily gas-fired generating facility (the "Project"), at its existing site in Hanover County, Virginia, ("Doswell Combined Cycle Facility") consisting of a single combustion turbine with a nominal rating of approximately 171 MW. The Doswell Combined Cycle Facility is located south of the Little River and north of State Route 738, approximately one mile east of Interstate 95. The Project will be located on the eastern side of the existing facility, and the existing electrical transmission lines adjacent to the Doswell Combined Cycle Facility will be used to transmit the electricity produced by the Project.

Doswell also requests an exemption from the provisions of Chapter 10 of Title 56, a waiver of or exemption from Commission information requirements, and interim authority to make financial expenditures and undertake certain activities.

A public hearing to hear evidence relevant to Doswell's application will be convened on Tuesday, June 13, 2000, at 10:00 a.m. in the Commission's second floor courtroom located in the Tyler building, 1300 East Main Street, Richmond, Virginia.

A copy of the application is available for public inspection between the hours of 8:15 a.m. and 5:00 p.m. in the Commission's Document Control Center located on the first floor of the Tyler building, and during regular business hours at the Pamunkie Regional Library, Richard Gillis, Jr., Ashland Branch, 201 South Railroad Avenue, Ashland, Virginia 23005. A copy of the application may also be obtained from Doswell's counsel, Thomas B. Nicholson, Esquire, Williams, Mullen, Clark & Dobbins, P.O. Box 1320, Richmond, Virginia 23218-1320.

Any person desiring to comment in writing on Doswell's application may do so by directing such comments on or before April 24, 2000, to the Clerk of the Commission, P.O. Box 2118, Richmond, Virginia 23218, and refer to Case No. PUE000092.

Any person desiring to make a statement at the public hearing concerning Doswell's application need only appear in the Commission's second floor courtroom at 9:45 a.m. on the day of the hearing and identify himself as a public witness to the Commission's Bailiff.

Individuals with disabilities who require an accommodation to participate in the hearing should contact the Commission at least seven (7) days before the scheduled hearing date at 1-800-552-7945 (voice) or 1-804-371-9206 (TDD).

On or before April 24, 2000, any person desiring to submit evidence, cross-examine witnesses, or otherwise participate in the proceeding as a Protestant as defined in Rule 4:6 of the Commission's Rules of Practice and Procedure ("Rules") shall file with the Clerk of the Commission, at the address set forth below, an original and

fifteen (15) copies of a Notice of Protest as provided in Rule 5:16(a), and shall serve a copy of the same on Doswell's counsel at the address set forth above.

Any person participating as a Protestant pursuant to Rule 4:6 shall file with the Clerk of the Commission, on or before May 8, 2000, an original and fifteen (15) copies of its Protest as provided in Rule 5:16(b), together with its prepared testimony and exhibits the Protestant intends to present at the hearing, and shall simultaneously serve a copy thereof on Doswell's counsel and to any other Protestants. Any corporate entity that wishes to submit evidence, cross-examine witnesses, or otherwise participate as a Protestant must be represented by legal counsel in accordance with the requirement of Rule 4:8 of the Commission's Rules.

All written communications to the Commission concerning Doswell's application should be directed to Joel H. Peck, Clerk, State Corporation, Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218, and should refer to Case No. PUE000092.

DOSWELL LIMITED PARTNERSHIP

(6) On or before March 30, 2000, the Partnership shall serve a copy of its application and this order, by personal delivery or by first-class mail, postage prepaid, to: The Honorable John Paul Woodley, Jr., Secretary of Natural Resources, P.O. Box 1475, Richmond, Virginia 23218; and Dennis K. Treacy, Director, Department of Environmental Quality, P.O. Box 1009, Richmond, Virginia 23240-0009.

(7) Any person desiring to comment in writing on Doswell's application may do so by directing such comments on or before April 24, 2000, to the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218. Comments must refer to Case No. PUE000092. Any person desiring to make a statement at the public hearing concerning the application need only appear in the Commission's second floor courtroom at 9:45 a.m. on the day of the hearing and identify himself or herself to the Bailiff as a public witness.

(8) On or before April 24, 2000, any person desiring to submit evidence, cross-examine witnesses, or otherwise participate in the proceeding as a Protestant, as defined in Rule 4:6 of the Commission's Rules shall file with the Clerk of the Commission, at the address set forth above, an original and fifteen (15) copies of a Notice of Protest as provided in Rule 5:16(a), and shall serve a copy of the same on Doswell's counsel, Thomas B. Nicholson, Esquire, Williams, Mullen, Clark & Dobbins, P.O. Box 1320, Richmond, Virginia 23218-1320. The Notice of Protest shall refer to Case No. PUE000092.

(9) On or before May 8, 2000, any person participating as a Protestant pursuant to Rule 4:6 shall file with the Clerk of the Commission, an original and fifteen (15) copies of its Protest, together with its prepared testimony and exhibits the

Protestant intends to present at the hearing, referring to Case No. PUE000092, and shall simultaneously serve a copy thereof on Doswell's counsel and to any other Protestants. The Protest shall set forth (i) a precise statement of the interest of the Protestant in the proceeding; (ii) a full and a clear statement of the facts which the Protestant is prepared to prove by competent evidence; and (iii) a statement of the specific relief sought and the legal basis therefore. Any corporate entity that wishes to submit evidence, cross-examine witnesses, or otherwise participate as a Protestant must be represented by legal counsel in accordance with the requirement of Rule 4:8 of the Commission's Rules.

(10) The Commission Staff shall analyze Doswell's application and, on or before May 22, 2000, shall file with the Clerk of the Commission an original and fifteen (15) copies of the prepared testimony and exhibits it intends to present at the public hearing.

(11) On or before June 2, 2000, the Partnership shall file with the Clerk of the Commission an original and fifteen (15) copies of any testimony its expects to introduce in rebuttal to any direct prefiled testimony of Staff and Protestants.

(12) At the commencement of the hearing scheduled herein, Doswell shall provide to the Commission proof of the notice and service required by ordering paragraphs (5) and (6) herein.

(13) The Partnership and Protestants shall respond to written interrogatories or data requests within ten (10) days after the receipt of such requests. Upon request, the Partnership and Protestants shall promptly provide any workpapers or documents used in the preparation of their prefiled testimony. Except as so modified herein, discovery shall be in accordance with Part VI of the Rules.